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6
7 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

8 TROY BENSON, an individual,

Case. No.: 2:21-cv-01928-RFB-BNW

9 Plaintiff,

10 vs.

11 LAS VEGAS METROPOLITAN POLICE
12 DEPARTMENT, in its official capacity; and
13 JOSEPH LOMBARDO, individually and in
14 his official capacity as Sheriff of the Las
15 Vegas Metropolitan Police Department,

16 Defendants.

STIPULATION AND ORDER TO
CONTINUE AND RESET 01/17/2022
EARLY NEUTRAL EVALUATION
SESSION [ECF No. 20]

(FIRST REQUEST)

17 Plaintiff TROY BENSON, and Defendants LAS VEGAS METROPOLITAN
18 POLICE DEPARTMENT AND JOSEPH LOMBARDO (collectively “Parties”) by and
19 through their respective counsel, hereby stipulate to the following:

20 IT IS HEREBY STIPULATED that, at the initiation of Plaintiff’s undersigned
21 counsel, the Early Neutral Evaluation Session which is currently set for January 17, 2022 at
22 9:00 a.m. by ECF No. 20 before United States Magistrate Judge Daniel J. Albregts be vacated
23 due to the unavailability of Plaintiff Troy Benson.

24 IT IS FURTHER STIPULATED that the following five (5) alternative dates have
25 been confirmed by all parties and their counsel to be available for rescheduling the Early
26 Neutral Evaluation Session at the Court’s convenience:

- 27 1. February 7, 2022;
28 2. February 8, 2022;

- 1 3. February 9, 2022;
2 4. February 10, 2022; and
3 5. February 14, 2022.

4 With this resetting, the parties will be submitting their confidential written Early
5 Neutral Evaluation statements for the Court's *in camera* review by February 1, 2022, and
6 agree to comply with all other aspects of the Court's Order Scheduling the Early Neutral
7 Evaluation (ECF No. 20.)

8 This request is made in good faith and is not sought for any improper purpose or
9 for the purpose of delay.

10 **IT IS SO STIPULATED.**

11 DATED this 18th day of November, 2021.

12 **MCLETCHE LAW**

13 _____
14 */s/ Margaret A. McLetchie*
15 Margaret A. McLetchie, NBN 10931
16 Anjan Gewali, NBN 14054
17 602 South Tenth Street
18 Las Vegas, NV 89101
19 Attorneys of Plaintiff Troy Benson

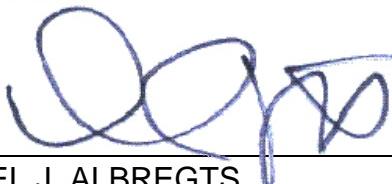
20 DATED this 18th day of November, 2021.

21 **MARQUIS AURBACH COFFING**

22 _____
23 */s/ Nicholas D. Crosby*
24 Nicholas D. Crosby, NBN 8996
25 10001 Park Run Drive
26 Las Vegas, Nevada 89145
27 Attorney for Defendants Las Vegas
28 Metropolitan Police Department and Joseph
Lombardo

19 **ORDER**

20 IT IS THEREFORE ORDERED that the early neutral evaluation session is
21 rescheduled for Monday, February 7, 2022 at 10:00 a.m. The parties shall
22 submit their confidential written early neutral evaluation statements by
23 February 1, 2022. All other provisions of the court's previous order (ECF
24 No. 20) regarding the ENE remain in effect.

25 
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27 DANIEL J. ALBREGTS
28 UNITED STATES MAGISTRATE JUDGE

27 DATED: November 19, 2021